IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5344 OF 2006

Ramprasad H. Gupta ....Petitioner
V/s.
Deputy Collector, Food Supply, Mumbai and another ....Respondents

Mr.Aniket Vagal i/b Ms.Anjali Patil for the Petitioner.

CORAM : R.M. SAVANT, J.
DATED : 12TH JUNE, 2007.

P.C. :

1. This Petition impugns an order dated 27.1.2006 passed by the Revisional Authority by which order the license of Fair Price Shop run by the Petitioner, has been cancelled.

2. The Petitioner is guilty of various acts in respect of running of the said Fair Price Shop. The Petitioner has issued nine fake receipts from January to July, 2003 on account of which 108 litres kerosene was misappropriated. Thereafter on 19 ration cards, 124 litres kerosene was misappropriated thereby totally misappropriating 232 litres of kerosene. Apart from this, the Deputy Controller, Rationing recovered a fine of Rs.3726/- from the Petitioner.

The fair price shops are to operate to the benefit of the lower strata of the society. However by such acts, the people belonging to lower strata of the society are denied the essentials. The reasons cited by both the authorities below for cancellation of the license, are in my view cannot be faulted with and therefore, do not require any interference by this Court under Article 227 of the Constitution of India.

3. The Petition is accordingly dismissed.

(R.M. SAVANT, J.)